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**FILED BY**  
*[Signature]*  
**DEC 16 2005**

IN THE UNITED STATES DISTRICT COURT  
 FOR THE WESTERN DISTRICT OF TENNESSEE  
 WESTERN DIVISION

FILED *[Signature]* cas D.C.  
 2005 DEC 15 AM 10:09

THE UNITED STATES DISTRICT COURT  
 U.S. District Court  
 W.D. OF TN, Memphis  
 UNITED STATES OF AMERICA.

\*  
 \*  
 \*

CLERK U.S. DISTRICT COURT  
 MEMPHIS

Plaintiff.

\*

vs.

Criminal No. 05-20267 MI

DECARLOS RODGERS.

\*

MOTION GRANTED

Defendant.

\*

*[Signature]*  
 JON PHILIPS, CLERK  
 U.S. DISTRICT COURT

*Dec. 16, 2005*

DATE

**MOTION FOR A MENTAL EVALUATION**

Comes now Defendant, by and through counsel, and moves this Court for an order have Defendant psychiatrically evaluate the Defendant to determine:

1. Whether the Defendant is capable of advising with counsel in the preparation of his defense in the above styled cause.

2. Whether the Defendant suffers from such mental deficiencies and/or psychiatric disorders as would preclude the defendant from being able to make rational and intelligent decisions.

3. Whether the Defendant suffered from a mental illness or defect at the time of the commission of the offense. If so,

(a) whether that illness was such as to prevent him from appreciating the wrongfulness of his act;

(b) was the mental illness such as to render him substantially incapable of conforming his conduct to the requirements of the law.

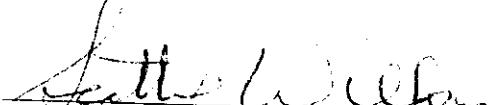
*12-1905*

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In support of this motion, counsel for the defendant would show that based on his representation of the defendant and information that he has gathered, a psychiatric evaluation is necessary.

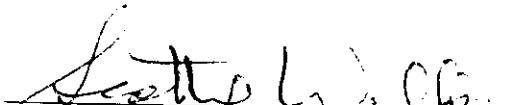
Respectfully submitted,

**KYLES & ASSOCIATES, P.C.**

  
Scottie O. Wilkes (17616)  
Attorney for Defendant  
212 Adams  
Memphis, Tennessee 38103  
(901) 522-1200

**CERTIFICATE OF SERVICE**

I, Scottie O. Wilkes, attorney for the Defendant, do hereby certify that a copy of the foregoing Motion For a Mental Evaluation has been delivered to Assistant U. S. Attorney David Pritchard, 167 N. Main, Ste. 800, Memphis, Tennessee 38103 that 14<sup>th</sup> day of December 2005.

  
Scottie O. Wilkes



# Notice of Distribution

This notice confirms a copy of the document docketed as number 24 in case 2:05-CR-20267 was distributed by fax, mail, or direct printing on December 19, 2005 to the parties listed.

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Memphis, TN 38103

Scottie O. Wilkes  
KYLES & ASSOCIATES, PC  
200 Jefferson Avenue  
Ste. 850  
Memphis, TN 38103

Honorable Jon McCalla  
US DISTRICT COURT